

**MS-4088**

**WU-1187**

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Debtor-in-Possession

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW JERSEY  
CASE NO. 03-26565

Chapter 11

In the Matter of:

JAZZ PHOTO CORP.,

Debtor-in-Possession.

**NOTICE OF MOTION FOR AN ORDER  
AUTHORIZING THE DEBTOR TO  
HONOR ITS REBATE OBLIGATIONS  
FOR PRE-PETITION SALES**

**HEARING DATE:**

May \_\_, 2003, at \_\_:\_\_ .m.

ORAL ARGUMENT WAIVED UNLESS  
OBJECTIONS TIMELY PRESENTED

TO: All Parties-in-Interest  
on the Attached Service List

PLEASE TAKE NOTICE that pursuant to an Order for Expedited Consideration served  
herewith, on the \_\_\_\_ day of May, 2003, at \_\_:\_\_ .m., or as soon thereafter as counsel may

be heard, the undersigned, proposed attorneys for Jazz Photo Corp., the within debtor and debtor-in-possession (the “Debtor”), shall move before the assigned United States Bankruptcy Judge, at the United States Bankruptcy Court, Martin Luther King, Jr. Federal Building, 50 Walnut Street, Third Floor, Newark, New Jersey 07102, for entry of an Order authorizing the Debtor to honor, and directing financial institutions to honor checks relating to the Debtor’s rebate obligations for pre-petition sales and granting such other and further relief as the Court deems appropriate (the “Motion”).

PLEASE TAKE FURTHER NOTICE that in support of the Motion, the undersigned shall rely on the Affidavit of Anthony Cossentino, the Debtor’ President and Chief Executive Officer, in support of the Debtor’s “first day motions,” and the accompanying Verified Application, which collectively set forth the relevant factual and legal bases upon which the relief requested should be granted. A proposed Order granting the relief requested in the Motion is also being submitted.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the relief requested in the Motion shall be made and served in accordance with the Order Shortening Time.

PLEASE TAKE FURTHER NOTICE that unless objections are timely presented, the Motion shall be deemed uncontested in accordance with D.N.J. LBR 9013-1(a) and the relief requested may be granted without a hearing.

PLEASE TAKE FURTHER NOTICE that the undersigned requests oral argument on the return date of the Motion if objections are timely made.

COLE, SCHOTZ, MEISEL,  
FORMAN & LEONARD, P.A.  
Proposed Attorneys for Jazz Photo Corp.,  
Debtor-in-Possession

By: /s/ Michael D. Sirota  
Michael D. Sirota  
Warren A. Usatine

DATED: May 20, 2003